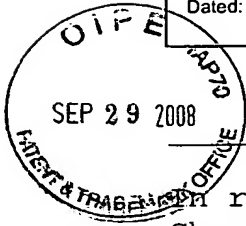


I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: September 25, 2008

Signature: (Aaron S. Eckenthal)

Docket No.: IMCLON 3.3-070
(PATENT)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Patent Application of:
Chen et al.

Application No.: 10/564,267

Filed: January 9, 2006

For: Heterocyclic Compounds And Their
Use As Anticancer Agents

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:
: Group Art Unit: 1625
:
: Examiner: Not Yet
: Assigned
:
:

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts, enclosed for filing please find eight (8) executed Declarations and Powers of Attorney, as well as a Petition under 37 C.F.R. 1.47(a) in connection with the captioned application. Please charge all filing fees identified in the Notice and the attached Fee Transmittal (PTO/SB/17) to our Deposit Account No. 12-1095.

Enclosed is a copy of PTO form entitled "NOTICE TO FILE MISSING PARTS OF APPLICATION."

If the Examiner has any questions concerning this application, he or she is requested to call applicant's attorney at (908) 654-5000. If any additional fees are required by the

present Communication, the Examiner is hereby authorized to charge them to our Deposit Account No. 12-1095.

Dated: September 25, 2008

Respectfully submitted,

By: 

Aaron S. Eckenthal

Registration No.: 58,891

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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Incl 33-070

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/564,267	Xiaoling CHEN	11245/49902

77405
IMCLON
Lerner, David, Littenberg, Krumholz & Mentlik, LLP
600 South Avenue West
Westfield, NJ 07090

INTERNATIONAL APPLICATION NO.	
PCT/US2004/022226	
I.A. FILING DATE	PRIORITY DATE
07/09/2004	07/09/2003

CONFIRMATION NO. 8844
371 FORMALITIES LETTER



Date Mailed: 08/25/2008

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 01/09/2006
- Copy of the International Search Report filed on 01/09/2006
- Oath or Declaration filed on 04/18/2008
- Request for Immediate Examination filed on 01/09/2006
- U.S. Basic National Fees filed on 01/09/2006
- Priority Documents filed on 01/09/2006
- Specification filed on 01/09/2006
- Claims filed on 01/09/2006
- Abstracts filed on 01/09/2006

Applicant's response filed 04/18/2008 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 11/21/2007 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - The oath sent in is not legible. Names and addresses are not clear. Joel Kawakami's address was changed and hand written. Evgueni Piantnitski's name has changed to Eugene L. Piatnitski Chekler without documentation. John Kincaids signature is not on the declaration.

Applicant is required to complete the response within a time limit of **ONE MONTH** from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

LDLK&M

AUG 27 2008

REC'D

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

ULYSSES G WALKER

Telephone: (703) 308-9290 EXT 130